

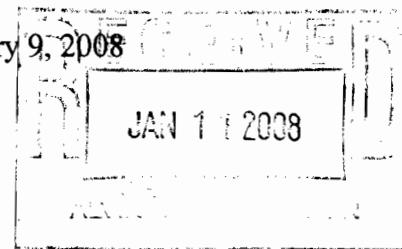
PORTNOY AND MARCUS, P.C.

IRWIN M. PORTNOY
U. S. ADMINISTRATIVE LAW JUDGE (RETIRED) *Of Counsel*

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January 9, 2008



Honorable Alvin K. Hellerstein, United States District Judge
United States District Court, Southern District of New York
500 Pearl Street, Room 1050
New York, NY 10007

Re: Doneea Kinred v. Michael Astrue, Commissioner of Social Security
07 Civ. 9232 (AKH)

Dear Judge Hellerstein:

I write to request a postponement of the conference you have scheduled in this case on January 18, 2008. This is an action to review a decision of the Commissioner of Social Security denying SSI benefits to my client. Defendant has sought, and obtained, a postponement until February 27, 2008 to file an Answer or move with respect to the Complaint. It would be premature to schedule a conference since the issues have not been joined as yet.

In any event, I respectfully suggest that the conference be postponed *sine die*, because Defendant's counsel and I can agree on a briefing schedule in the event she files an Answer. We have done so in the past, and I do not expect that any difficulty will arise in this case.

If a conference is, indeed, scheduled, I would appreciate it if I could attend by telephone due to the distance of travel to the courthouse from Newburgh, NY.

Defendant's counsel consents to this request. Thanking you for your anticipated courtesy, I remain,

Very truly yours,

Irwin M. Portnoy
SO ORDERED: *the conf. is canceled, on condition that a briefing schedule by 2/27/08.*
Alvin K. Hellerstein *Date* *AKH*

cc: Susan Baird, Asst. U.S. Attorney
By FAX 212/637-2750

Alvin K. Hellerstein, U. S. D. J.

1/14/08